

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

CLARENCE COMMINGS,

Plaintiff,

vs.

MATTHEW FLOWERS,

Defendant.

Case No. 11-cv-643-JPG-PMF

**MEMORANDUM AND ORDER**

This matter comes before the Court on the parties' stipulation of dismissal with prejudice (Doc. 57). Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) a plaintiff may dismiss an action without a court order pursuant to a stipulation signed by all parties. Here, plaintiff has presented a stipulation of dismissal signed by all parties. Pursuant to the parties' stipulation, this case is **DISMISSED with prejudice** and the Court **DIRECTS** the Clerk of Court to close this case.

**IT IS SO ORDERED.**

**DATED:** November 19, 2013

s/ J. Phil Gilbert  
**J. PHIL GILBERT**  
**DISTRICT JUDGE**